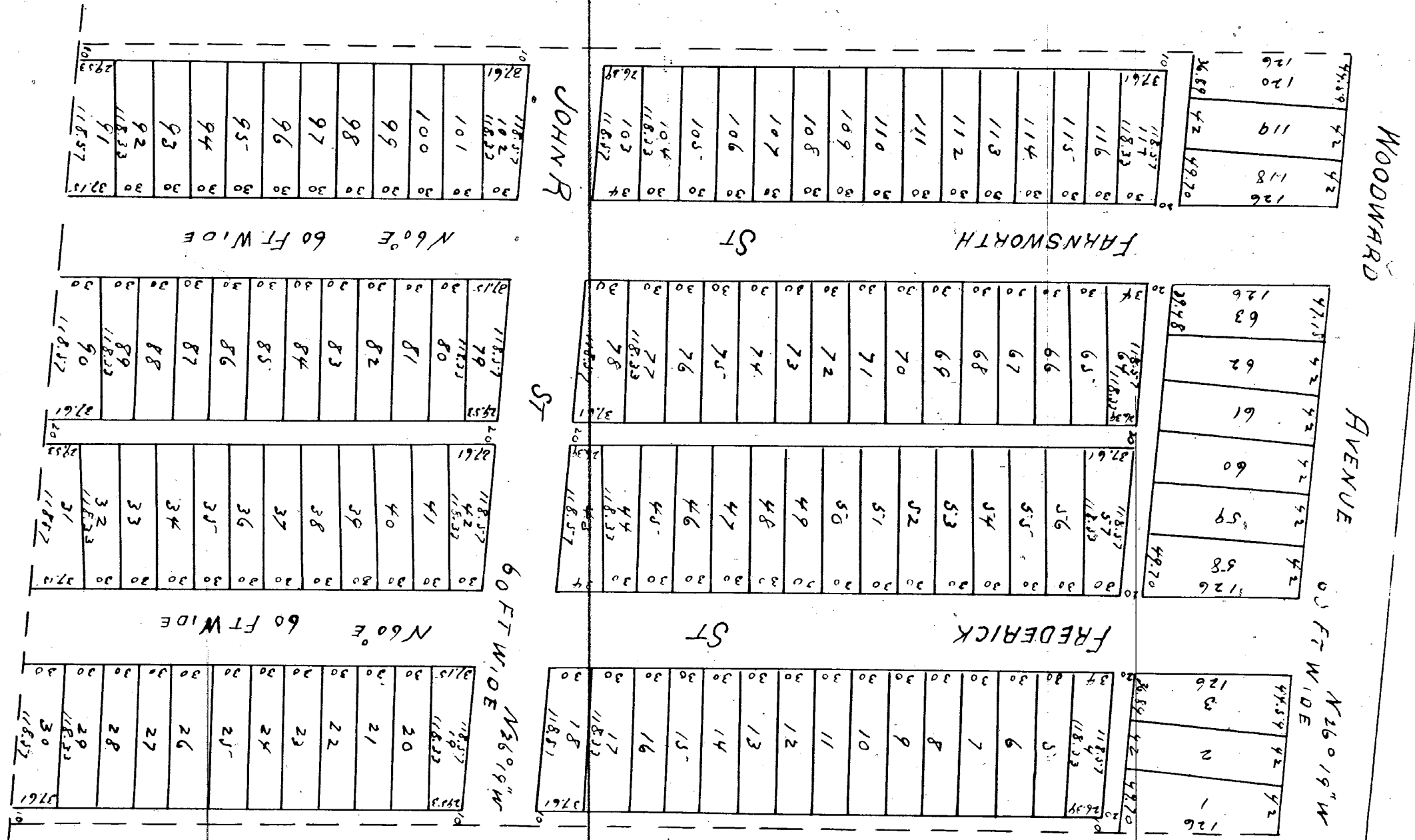


- "FARNSWORTH'S" -
 SUBDIVISION OF
 - "PARK LOTS 38 AND 39" -
 - CITY OF DETROIT. -



This is to certify that the above plat has been
 compared with the original plat of record in the
 office of Register of Deeds of Wayne County, and
 found to be a true copy of the same.
 A. H. Williams
 Surveyor

Approved April 13, 1887
 G. A. Burch
 H. C. Baldwin
 Register
 Attest
 P. Stanley
 City Clerk

Received for Record the 24th April 1887 at 3 1/4 o'clock P. M.
 H. D. Roberts
 Register
 On this 24th April A.D. 1887 before me a Notary Public
 in and for said County personally appeared Alexander H. Farnsworth
 who acknowledged that the within plat was executed by him for the
 use and purposes required by law and therein expressed
 Witness my hand and seal at Detroit this 24th April A.D. 1887
 H. D. Roberts
 Notary Public
 Wayne Co.
 I hereby certify that this plat is a correct copy of the plat now on record
 in the Register of Deeds office being made under the supervision of the
 Auditor General by having the plat on record and affixing thereto a
 carefully compared copy of the ~~above~~ certificate.
 Geo. W. Beaumont
 State of Michigan
 County of Wayne
 ss.

10272
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pp. 542-45

"FORWARD TO STATE TREASURER"

PETITION NO. 4010
AFRO AMERICAN MUSEUM
56 C.E.D.
QUINTUS GREENE
PHONE: 224-2371

JOHN R. 60 FT. WD.

FREDERICK 60' WD.

BRUSH 60 FT. WD.

REQUESTED CONVERSION TO EASEMENT OF ALLEY

FARNSWORTH SUB'DN OF PARK LOTS 38 & 32.

FERRY'S SUB'DN OF PARK LOT 40 AND OF LOTS 1-16 INCLUSIVE OF THE FARNSWORTH SUB'DN OF PARK LOTS 38 AND 32.

BRUSH SUB'DN OF THAT PART OF THE BRUSH FARM LYING BETWEEN THE NORTH LINE OF FARNSWORTH ST. AND THE SOUTH LINE OF HARPER AVE.

FOR OFFICE USE ONLY

REQUESTED CONVERSION TO EASEMENT OF THE E/W ALLEY IN THE BLOCK BOUND BY JOHN R., BRUSH, FREDERICK AND KIRBY

CITY OF DETROIT

City Engineering

Job No. 01-01

Drawg. No. X-4010

Date JUNE 26, 1985

entity. This Agreement is a Michigan contract and shall be governed by the laws of the State of Michigan. The validity or enforceability of any particular provision of this Agreement shall not affect the other provisions hereof, and this Agreement shall be construed in all respects as if such invalid or unenforceable provision were omitted.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year first above written.

COMMUNITY & ECONOMIC DEPARTMENT
OF THE CITY OF DETROIT
150 Michigan Avenue
Detroit, Michigan 48226

Signed by:
Thomas W. Brown,
Deputy Director
CENTER FOR CREATIVE STUDIES
201 East Kirby
Detroit, Michigan 48202

Signed by:
Charles Wright III,
Chairman & President
Detroit Association of Women's Clubs

This parcel is to be developed as a surface parking lot.

The parking area shall be surfaced with an asphalt pavement on an aggregate base of adequate thickness to withstand the intended usage. The parking area shall be even and adequately drained. The parcel of land to be purchased consists of one lot containing approximately 8,910 square feet and will be developed for approximately twenty-three off-street parking spaces.

The off-street parking area is to be designed with clearly defined sidewalks with each parking space adequately marked. Adjacent property shall be adequately protected from vehicular damage by concrete wheel stops, and the off-street parking area will be fenced with a strong durable fencing material. The parking area will be set back approximately twenty feet from the Ferry Street right-of-way and provided with landscaping and lighting.

Specific details of design, area and dimensions of the total development will be found on the preliminary site plan prepared by Section Construction Co. on file at C.E.D., and be it further

RESOLVED, That all that part of the east-west public alley, 20 feet wide, in the block bounded by John R. and Brush Streets, Frederick and Kirby Avenues lying north of said alley and the north line of Lots 18 to 30 of Farnsworth Subdivision of Park Lots 38 and 32, City of Detroit as recorded in Liber 1, Page 16, Plat, Wayne County Records, shall be converted into a public alley and is hereby converted into a public easement of the full width of the alley, which easement shall be subject to the following covenants and agreements, uses, restrictions and regulations, which shall be observed by the owners of the lots abutting on said alley and by their heirs, executors, administrators and assigns, forever to wit:

FIRST, said owners hereby grant to and for the use of the public, an easement or right of way over said vacated public alley herein above described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or power lines usually placed or installed in a public alley in the City of Detroit, with the right to ingress and egress at any time to and over said easement for the purpose above or forth.

SECOND, said utility easement or right-of-way in and over said vacated alley herein above described shall be forever accessible to the maintenance and inspection forces of the utility companies, or those specifically authorized by them, for the purpose of inspecting, installing, maintaining, repairing, removing, or replacing any sewer conduit, water main, gas line or main, telephone or light pole or any utility facility placed or installed in the utility easement or right of way. The utility companies shall have the right to cross or use the streets and yards of the adjoining properties for ingress and egress at any time to and over said utility easements with any necessary equipment to perform the above mentioned tasks, with the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies, other than that specifically prohibited by this resolution, shall be restored to a safe factory condition.

THIRD, said owners for their heirs and assigns further agree that no building or structure of any nature whatsoever, including, but not limited to, concrete slabs or driveways, retaining or partition walls (except necessary appurtenances as stated in the above "City-Owner" agreement) shall be built or placed upon said easement, nor any change of surface grade made, without prior approval of the City Engineering Department.

FOURTH, that if the owners of any lots abutting on said vacated alley shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners, upon whose property the poles or other utilities are located shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners.

PROVIDED FURTHER, that if any utility located or to be located in said property shall break or be damaged as a result of any action on the part of the petitioner or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3 mentioned above, then in such event the petitioner or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility, and be it further

RESOLVED, that the Community and Economic Development Department is hereby authorized and directed to issue building permits from the Michigan Bell Telephone Company and others for the removal, relocation and/or installation of their facilities as previously agreed to among the parties; and further

RESOLVED, that the City Clerk is hereby directed to mail to the Michigan Bell Telephone Company a copy of this resolution.

Adopted as follows:

Yes - Council Members Cullins, Rutherford, Reed, Kelley, Mahaffey, Ferguson, Davis and President Henderson

No - None

the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies, other than that specifically prohibited by this resolution, shall be restored to a safe factory condition.

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Adopted as follows:

Yes - Council Members Cullins, Rutherford, Reed, Kelley, Mahaffey, Ferguson, Davis and President Henderson

No - None

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② 108P
③ 10952